Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (**Cancelled**)

2. (**Currently Amended**) The tubular ~~Tubular~~ container with a tamper-proof device, in accordance with claim 7 ~~claim 5~~, wherein the solid projection (12) is at least partially provided with some longitudinal ledges (26).

3. (**Currently Amended**) The tubular ~~Tubular~~ container with a tamper-proof device, in accordance with claim 7 ~~claim 5~~, wherein the hollow insert (13) is slightly tapered in shape, both in its interior and exterior, and on the exterior it has a conical portion (21), below the spherical area (25), which correspondingly fits into the hole (24) in the top surface (3) of the cap (2).

4. (**Currently Amended**) The tubular ~~Tubular~~ container with a tamper-proof device, in accordance with claim 7 ~~claim 5~~, wherein the at least one annular ledge (23) is ~~ledges are~~ provided on the side of the second inner skirt (19) of the cap (2) to be engaged against said screw-threaded neck (9).

5. (**Currently Amended**) A tubular ~~Tubular~~ container ~~with a tamper-proof structure, the container~~ comprising

a tube (1) and a cap (2), the cap (2) being provided with a hole (24) in the centre of its outer top surface (5),

wherein the tube (1) has **[[**a**]]** an externally screw-threaded neck (9) on which **[[**a**]]** an internally screw-threaded inner skirt (10) of the cap (2) is engaged,

~~while inside the screw-threaded neck (9) the tube (1) comprises~~

a horizontal wall (17) within the neck (9), the horizontal wall (17) being provided with holes (16) so that a product can pass through the holes (16) from the inside of the tube (1) towards the hole (24) in the cap (2);

wherein the cap (2) also has a second inner skirt (19), ~~the tubular container comprising:~~

a solid projection (12) fixed to and extending upwardly from the horizontal wall (17) of the tube (1);

a hollow insert (13) open at one end, comprising an annular outer ledge (20) by ~~means of~~ which the hollow insert (13) is seated on the wall (17), the hollow insert (13) defining an internal cavity (22)having a diameter larger than the solid projection (12) to receive therewithin the solid projection (12), and the hollow insert (13) comprising an upper end finishing off in

a spherical area (25) that protrudes through the hole (24) in the top surface (5) of the cap (2),

wherein the solid projection (12) has ~~a diameter smaller than that of the internal cavity (22) of the hollow insert (13) and~~ a height which does not reach the outer top surface (5) of the cap;

at least one annular ledge (23) ~~made~~ on the inner side of the screw-threaded neck (9) against which the second inner skirt (19) of the cap is engaged and adjusted, and

~~the tamper proof structure comprising~~ a flexible tongue (15) ~~made in~~ on the interior of the cap (2), which makes contact and flexes, during the turning of the cap (2), with a fixed ledge (14) made on the tube.

6. (**New**) The container of claim 5, wherein the flexible tongue (15) on the interior of the cap (2) is fixed on the inner skirt (10) projecting inwardly, and the fixed ledge (14) on the tube is at a level of the flexible tongue (15) and extends outwardly to contact the flexible tongue (15) when the cap (2) is turned.

7. (**New**) A tubular container with a tamper-proof device, the container comprising

a tube (1) and a cap (2),

wherein the tube (1) comprises a screw-threaded neck (9)

inside of which there is a horizontal wall (17) provided with holes (16) so that a product can pass from the inside of the tube (1),

wherein the cap (2) comprises an outer top surface (5) provided with a hole (24) in its centre through which the product coming from the inside of the tube (1) can pass, a screw-threaded inner skirt (10) and a second inner skirt (19) which respectively engage outwardly and inwardly with the screw-threaded neck (9) of the tube (1),

wherein the tube (1) further comprises a solid projection (12) fixed to and extending upwardly from the horizontal wall (17), said solid projection (12) not reaching the outer top surface (5) of the cap (2),

a hollow insert (13) which fits on the solid projection (12), said hollow insert (13) being open at one end and comprising an annular outer ledge (20) by which said hollow insert (13) is seated on the wall (17),

said hollow insert (13) comprising an internal cavity (22) to receive the solid projection (12), and an upper end finishing off in a spherical area (25) that protrudes through the hole (24) in the top surface (5) of the cap (2),

at least one annular ledge (23) made on the inner side of the screw-threaded neck (9) against which the second inner skirt (19) of the cap is engaged and adjusted,

a flexible tongue (15) made in the interior of the cap (2), which makes contact and flexes, during the turning of the cap (2), with a fixed ledge (14) made on the tube.